IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

TUESDAY, THE 22ND AUGUST 2006 / 31ST SRAVANA 1928

Bail Appl..No. 4756 of 2006

CRIME NO. 372/2006 OF CHENGAMANAD POLICE STATION

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PETITIONER/ACCUSED:

UDAYASANKAR, S/O. MAHESWARAN,
PULIYAMKUDI, KAITUS JAFFNA,
SRILANKA.

BY ADV. SRI.SUMAN CHAKRAVARTHY

RESPONDENTS: COMPLAINANT:

STATE OF KERALA, REPRESENTED BY
ITS PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 22/08/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 4756/2006

DATED THIS THE 22ND DAY OF AUGUST, 2006

O R D E R

The petitioner is accused in crime No.372/2006 of Chengamanad Police Station, for the offence punishable under Sections 419, 471 and 468 IPC read with Section 34 IPC and also under Section 12(1)(a), (b), (d), (I-A) and (b) of Passport Act and 3(2)(a) and (g) of the Foreigners Act.

2. It is alleged that the petitioner had forged a passport to reach the International Airport, Kochi, and he was arrested by the authority of immigration department of the Kochin Airport. The investigation is nearly complete. The petitioner remains in judicial custody , from 23.6.2006. Hence this application under Section 439 Cr.P.C.

3. In the above facts situation, I grant bail and release the petitioner from jail, subject to the following conditions:-

(a). The petitioner shall execute a bond for Rs.50,000/-, with two solvent sureties, each for the like sum, to the satisfaction of the Judicial Magistrate of First Class-I, Aluva.

(b). The petitioner shall report before the Investigating Officer, once in a week on every Monday, between 10.00 a.m and 11.00 a.m., for a period of three months, starting from 28.8.2006, and thereafter, on the first working day of every month, till the final trial and disposal of the case.

(c). The sureties shall produce the solvency certificate, before the Court below, and the learned Magistrate is at liberty to enquire about the documents produced before him, if he finds the same is to be enquired into.

(d). The petitioner shall not leave the State of Kerala, till the trial and disposal of the case, without the prior permission of the trial Court.

(e). The petitioner shall not interfere with the further investigation and tamper with the evidence or attempt to influence the witnesses or threaten them.

(f). The petitioner shall furnish his place of residence with correct address to the Investigating Officer, immediately on release.

The application is allowed as above.

J.M.JAMES
JUDGE

mrcs